

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

**In re:**

**DANA CORPORATION, et al.,**

**Debtors.**

**Case No. 1:08-cv-00020 (JGK)**

**THE AD HOC COMMITTEE OF  
ASBESTOS PERSONAL INJURY  
CLAIMANTS,**

**Appellant,**

**v.**

**DANA CORPORATION, et al.,**

**Appellee.**

**MOTION TO ADMIT COUNSEL**

***PRO HAC VICE***

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I, Douglas T. Tabachnik a member in good standing of the bar of this Court, hereby move for an Order allowing the admission *pro hac vice* of

Sander L. Esserman, Esq.  
Stutzman, Bromberg, Esserman & Plifka,  
A Professional Corporation  
2323 Bryan Street, Suite 2200  
Dallas, TX 75201  
Tel: (214) 969-4900  
Tel: (214) 969-4999

Sander L. Esserman is a member in good standing of the Bar of the State of Texas.

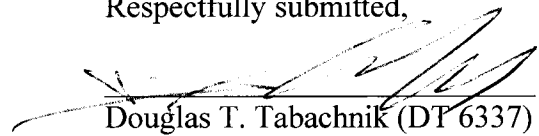
644447 \$25 3-12-08 JGK

FILED  
U.S. DISTRICT COURT  
S.D. OF N.Y.  
2008 MAR 12 PM 4:49

There are no pending disciplinary proceedings against Sander L. Esserman in any State or Federal Court.

Dated: March 11, 2008

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Douglas T. Tabachnik', is written over a horizontal line.

Douglas T. Tabachnik (DP 6337)  
Law Offices of Douglas T.  
Tabachnik, P.C.  
Suite C  
Woodhull House  
63 West Main Street  
Freehold, New Jersey 07728  
(732) 792-2760

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

**In re:**

**DANA CORPORATION, et al.,**

**Debtors.**

**THE AD HOC COMMITTEE OF  
ASBESTOS PERSONAL INJURY  
CLAIMANTS,**

**Appellant,**

**v.**

**DANA CORPORATION, et al.,**

**Appellee.**

**Case No. 1:08-cv-00020 (JGK)**

**DECLARATION OF DOUGLAS T.  
TABACHNIK IN SUPPORT OF MOTION  
FOR ADMISSION *PRO HAC VICE* OF  
SANDER L. ESSERMAN**

I, Douglas T. Tabachnik, hereby declare pursuant to 28 U.S.C. § 1746 as follows:

1. I am a member in good standing of the bar of the State of New York, and was admitted to practice in 1981. I was admitted to the bar of the United States District Court for the Southern District of New York in 1982, and am in good standing with this Court. I respectfully submit this affirmation in support of the motion pursuant to Local Civil Rule 1.3(c) of this Court for the admission pro hac vice of Sander L. Esserman, shareholder of the Dallas, Texas law firm of Stutzman, Bromberg, Esserman & Plifka, A Professional Corporation.

2. Mr. Esserman has been admitted to practice law in the State of Texas, and in the Northern District of Texas, and the United States Courts of Appeals for the Third and Fifth Circuits. Mr. Esserman is and has always been a member in good standing of the bars of the jurisdictions and courts in which he is admitted to practice. I have known Mr. Esserman since

June of 2004 and believe him to be of high moral character and extremely competent in the practice of law.

3. Mr. Esserman's Certificate of Good Standing of the State of Texas is attached hereto as **Exhibit A**.

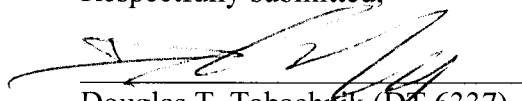
4. I further affirm that I am fully familiar with the facts of this case and will assist Mr. Esserman in the preparation of this case.

5. I respectfully submit a proposed order which annexed hereto as **Exhibit B**.

WHEREFORE, I respectfully request that the Court admit Sander L. Esserman, to appear and to participate in all further proceedings in this case on behalf of The Ad Hoc Committee of Asbestos Personal Injury Claimants.

Dated: March 11, 2008

Respectfully submitted,



Douglas T. Tabachnik (DT 6337)  
Law Offices of Douglas T.  
Tabachnik, P.C.  
Suite C  
Woodhull House  
63 West Main Street  
Freehold, New Jersey 07728  
(732) 792-2760

**ATTORNEY FOR THE AD HOC  
COMMITTEE OF ASBESTOS  
PERSONAL INJURY CLAIMANTS**

# STATE BAR OF TEXAS



## Office of The Chief Disciplinary Counsel

February 11, 2008

RE: **Mr. Sander L. Esserman**  
State Bar Number - **06671500**

To Whom it May Concern:

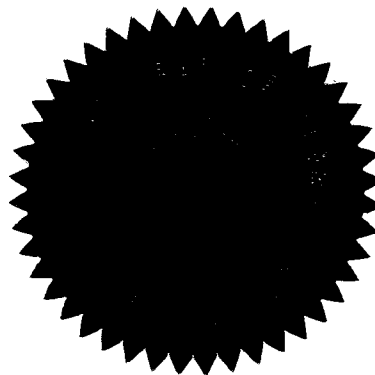
This is to certify that Mr. Sander L. Esserman was licensed to practice law in Texas on November 01, 1976 and is an active member in good standing with the State Bar of Texas.

Good Standing means that the attorney is current on payment of Bar dues and attorney occupation tax; has met Minimum Continuing Legal Education requirements; and is not presently under either administrative or disciplinary suspension.

No disciplinary action involving professional misconduct has been taken against the attorney's law license. This certification expires 30 days from this date, unless sooner revoked or rendered invalid by operation of rule or law.

John A. Neal  
Chief Disciplinary Counsel

JN/dh



**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

**In re:**

**DANA CORPORATION, et al.,**

**Debtors.**

**THE AD HOC COMMITTEE OF  
ASBESTOS PERSONAL INJURY  
CLAIMANTS,**

**Appellant,**

**v.**

**DANA CORPORATION, et al.,**

**Appellee.**

**Case No. 1:08-cv-00020 (JGK)**

**ORDER FOR ADMISSION  
PRO HAC VICE  
ON WRITTEN MOTION**

Upon the motion of Douglas T. Tabachnik, attorney for The Ad Hoc Committee of Asbestos Personal Injury Claimants and said sponsor attorney's affidavit in support;

**IT IS HEREBY ORDERED** that

Sander L. Esserman, Esq.  
Stutzman, Bromberg, Esserman & Plifka  
A Professional Corporation  
2323 Bryan Street, Suite 2200  
Dallas, Texas 75201  
Tel: (214) 969-4900  
Fax: (214) 969-4999  
esserman@sbep-law.com

is admitted to practice *pro hac vice* as counsel for The Ad Hoc Committee of Asbestos Personal Injury Claimants in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the

Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the *pro hac vice* fee to the Clerk of Court.

Dated: New York, New York  
March \_\_, 2008

---

JOHN G. KOELTL,  
UNITED STATES DISTRICT JUDGE

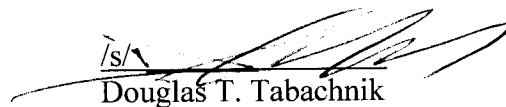
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X		
IN RE	:	
	:	1:08-cv-00020 (JGK)
DANA CORPORATION, <i>ET AL.</i> ,	:	
	:	
	:	
Debtors.	:	
	:	
AD HOC COMMITTEE OF ASBESTOS	:	
PERSONAL INJURY CLAIMANTS	:	
	:	
Appellants.	:	
	:	
v.	:	
	:	
DANA CORPORATION, et al.,	:	
	:	
Appellees.	:	
-----X		

**CERTIFICATE OF SERVICE**

The undersigned certifies that he caused a true and copy of the Motion for Admission Pro Hac Vice of Sander L. Esserman with supporting papers to be served on the parties at the address indicated on the attached service list by overnight delivery the 11th day of March, 2008.

Dated: March 11, 2008

/s/   
Douglas T. Tabachnik



**Service List**

Marc S. Levin, Esq.  
Deputy General Counsel  
Dana Corporation  
4500 Dorr Street  
Toledo, Ohio 43615

Corinne Ball, Esq.  
JONES DAY  
222 East 41st Street  
New York, New York 10017

Richard H. Engman, Esq.  
JONES DAY  
222 East 41st Street  
New York, New York 10017

Heather Lennox, Esq.  
JONES DAY  
North Point  
901 Lakeside Avenue  
Cleveland, Ohio 44114

Carl E. Black Esq.  
JONES DAY  
North Point  
901 Lakeside Avenue  
Cleveland, Ohio 44114

Jeffrey B. Ellman, Esq.  
JONES DAY  
1420 Peachtree Street, N.E.  
Suite 800  
Atlanta, Georgia 30309-3053

Greg M. Zipes, Esq.  
Office of the United States Trustee  
Southern District of New York  
33 Whitehall Street, 21st Floor  
New York, New York 10004

Kenneth H. Eckstein, Esq.  
Kramer Levin Naftalis & Frankel  
LLP  
1177 Avenue of the Americas  
New York, New York 10036

Thomas Mayer, Esq.  
Kramer Levin Naftalis & Frankel LLP  
1177 Avenue of the Americas  
New York, New York 10036

Douglas B. Bartner, Esq.  
Shearman & Sterling LLP  
599 Lexington Avenue  
New York, New York 10022

Brian Pfeiffer  
Fried Frank Harris Shriver et al.  
One New York Plaza  
New York, New York 10004

Gary L. Kaplan  
Fried Frank Harris Shriver et al.  
One New York Plaza  
New York, New York 10004

T. Cornell  
Stahl Cowen Crowley LLC  
55 W. Monroe Street, Suite 1200  
Chicago, Illinois 60603  
Email: tcornell@stahlcowen.com

J. Cohen  
Stahl Cowen Crowley LLC  
55 W. Monroe Street, Suite 1200  
Chicago, Illinois 60603  
Email: jcohen@stahlcowen.com

S. Schreiber  
Stahl Cowen Crowley LLC  
55 W. Monroe Street, Suite 1200  
Chicago, Illinois 60603

Thomas W. Bevan  
Bevan & Associates, LPA, Inc.  
10360 Northfield Road  
Northfield, Ohio 44067

Robert N. Peirce, Jr.  
Robert Peirce & Associates, PC (PA)  
2500 Gulf Tower  
707 Grant Street  
Pittsburgh, Pennsylvania 15219-1912

Angela Barmby Greenberg  
The Lanier Law Firm, PC  
6810 FM 1960 West  
Houston, Texas 77069

Randy Gori  
Goldberg Heller Antognoli Rowland  
Short & Gori, P.C.  
2227 S. State Route 157  
Edwardsville, Illinois 62025